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Assistant Commissioner for Patents
Washington, D.C. 20231

On July 2, 1999

TOWNSEND and TOWNSEND and CREW LLP

By: Annette Masiello

Attorney Docket No.: 19681-000200US PATENT



#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Cynthia L. Adams et al.

Application No.: 09/311,890

Filed: May 14, 1999

For: A DATABASE SYSTEM FOR
PREDICTIVE CELLULAR
BIOINFORMATICS

Art Unit: 2771

PETITION TO ACCORD A FILING DATE
UNDER SECTION 1.53

VIA HAND DELIVERY - BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This petition is to request reconsideration of the decision by the Patent Office to not grant a filing date for this patent application embodied in a paper mailed June 16, 1999. Applicants would like for the Patent Office to review the enclosed supporting evidence that a complete application was indeed filed by the applicant before the Patent Office and to grant applicants there filing date of May 14, 1999.

In the paper mailed June 16, 1999, the Patent Office indicated that the Oath or Declaration and the drawings were not included with the filing of the application. Applicant avers that these items were checked, counted and placed in the Express Mail envelope with the application at the time it was submitted to the Patent Office. As supporting evidence that the filing of the present application was complete on May 14, 1999, applicants submit copies of the asserted missing items:

07/07/1999 AMOHANE 00000116 201430 09311890

01 FC:122 130.00 CH

Adjustment date: 07/18/99
07/07/1999 AMOHANE 00000116 201430
01 FC:122 130.00 CH

- 1) executed Declaration and Power of Attorney;
- 2) twenty-nine informal drawings;
- 3) the Express Mail Label and Receipt; and
- 4) a stamped return postcard, indicating that the above items were included with the present application at the time that it was filed.

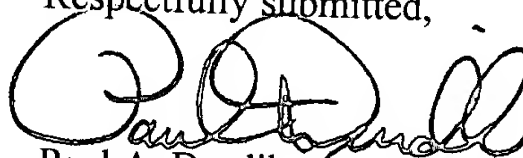
The originals of each of these items were submitted to the Patent Office in the application mailed on May 14, 1999, as indicated on the Express Mail Receipt and stamped postcard.

Applicants respectfully request that the U.S. Patent and Trademark Office grant applicants their filing date of May 14, 1999 in view of the enclosed materials and to correct any Patent Office records regarding the filing of the present application.

Please deduct \$130.00, pursuant to 37 CFR §1.17(i), from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

This Petition is submitted in triplicate.

Respectfully submitted,



Paul A. Durdik
Reg. No. 37,819

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (650) 326-2400
Fax: (650) 326-2422
PAD:cmm
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